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PART III—Section I

NOTIFICATIONS BY GOVERNMENT

REVENUE SECRETARIAT

No. R. 3964-62—Muz. 21-53-2, dated 23rd June 1954.

Whereas it appears to His Highness the Maharaja of Mysore, that the properties specified below are needed for a public purpose, to wit for Kitchen and Bath Room for Chamarareswara Temple Vedapatashala.

Notice to that effect is hereby given to all whom it may concern in accordance with the provisions of sub-section (1) of Section 4 of the Mysore Land Acquisition Act, 1894 (Mysore Act, No. VII of 1894).

Under Section 5-A of the said Act, any person interested in the properties may, within thirty days from the date of publication of this notification in the *Mysore Gazette*, prefer his objections if any, in writing, to the Deputy Commissioner, for consideration. Objections received after the said period will not be considered.

A plan of the properties is kept in the Office of the Revenue Sub-Division Officer, Nanjangud, for inspection.

Mysore District, Chamaraajanagar Taluk, Kasaba Hobli,
Chamaraajanagar Village.

Municipal Door No. C1-3, in the khate of Rangegowda, son of Rangegowda and in the anubhava of C. Y. Venkatasubbasetty mortgagee and bounded on the North by Vacant site to be acquired, South by Vacant site, East by Vacant site and West by Road, the area required being 18 ft. x 14 ft., assessed at Rs. 3-0-0.

Vacant site in the khate of Range Gowda, son of Rangegowda and in the anubhava of C. Y. Venkatasubbasetty, and bounded on the North by Puttamma's house, South by Door No. C1-3/184, East by Masaniab's house and West by Road, the area required being 14 ft. x 9 ft.

By Order and in the name of the Rajpramukh,

K. THIPPERUDRIAH,
Secretary to Government,
Revenue Department.

3593

FINANCIAL SECRETARIAT

Notification dated 19th July 1954.

OFFICIAL MEMORANDUM.

Sub.—Surrender of Savings in the Budget grants of each year.

No. Fl (B). 5328-428—Bud. 15-54-1. It has come to the notice of Government that surrender of savings in Budget grants in each year is not reported well in time for taking necessary action in utilising savings for additional demands elsewhere with the concurrence of the Legislature where necessary.

2. The general rule regarding surrenders is that all grants, except those which are specifically exempted from the rule of lapse, expire at the close of the financial year i.e., 31st March, and no portion unexpended during the year may be reserved or appropriated by transfer to deposits or any other head, or drawn out and kept in the cash chest to obviate the lapsing of the grant and for expenditure after the end of the year for which the grant was made. Nor should there be undue rush of expenditure towards the close of the year. The grants which are not likely to be utilised before the expiry of the year should be formally surrendered and placed at the disposal of Government well in time so that the amount may be made use of elsewhere. It is not permissible to reserve such funds to meet possible

new demands which may arise in the course of the year. FIRST OF MARCH of each year will be the latest date on which all surrenders of savings in the Budget grants should be reported to Government.

3. Heads of Departments are requested to pay personal attention to the matter and adhere to the above date, viz., FIRST MARCH and report all surrenders to Government in the Finance Department furnishing full particulars regarding the heads (Major, Minor, detailed, etc.) in respect of which the surrenders are reported. No notice will be taken of surrenders reported after the due date and Heads of Departments will be held responsible for non-surrender of grants in time. It will be the responsibility of the Departments to see that surrenders are made after a careful review of the progress of expenditure and providing for anticipated expenditure for the remaining part of the year and care should be taken to avoid excess surrenders.

3516

Dated 20th July 1954.

No. Fl. (B) 5437—C.R. 1-54-23. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore is pleased to make the following further amendments to the Mysore Services Regulations, namely,—

In the said Regulations, in Article 305, after clause (f) the following clause shall be added, namely,—

“(g) Officiating pay drawn by a Government Servant, holding a substantive appointment in a lower grade while holding a post in a higher grade in temporary or officiating capacity, provided the Government Servant continuously held the post in the higher grade for not less than two complete years immediately before his retirement.

Explanation:—(1) For purposes of computing the period of two years under this clause, leave of all kinds taken by the Government Servant during the said period shall be included in the period of two years, provided it is certified that he would have continued to hold the post in the higher grade if he had not proceeded on leave.

(2) If the Government Servant is confirmed in the post in the higher grade during the period of two years, the period of two years, for purpose of this clause, shall be reckoned including the period in which he held that post after such confirmation.

(3) It is not necessary that the Government Servant should hold the same post in the higher grade continuously for not less than two years; the officiating pay drawn by him in any post in the higher grade continuously for not less than two years will be included in his emoluments.”

By Order and in the name of the Rajpramukh,

3406

Dated 20th July 1954.

No. Fl. (B) 5443—C. R. 1-54-22. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore is pleased to make the following further amendments to the Mysore Services Regulations, namely:—

In the said Regulations, the following shall be added as Note under Article 427, namely,—

“NOTE: Government may require or permit foreign nationals of non-Indian domicile in the permanent employ of the State to retire prematurely from the

service of the State with the benefits of service admissible to a Government Servant who is granted compensation pension under the provisions of Articles 268 to 278."

The above provision shall be deemed to have come into force with effect from 1st July 1953.

By Order and in the name of the Rajpramukh

3407

Dated 22nd July 1954.

No. Fl. (B) 5534—C.R. 1-54-24. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore is pleased to make the following further amendments to the Mysore Services Regulations, namely—

In the said Regulations after the existing Notes 1 and 2 in Article 470, the following shall be added as Note 3, namely—

"Note 3:—(i) When the pension is held in abeyance during the period of re-employment, the grade of the re-employed pensioner shall be determined in accordance with the salary actually received by him from time to time.

(ii) In cases wherein pension is allowed in addition to salary, the re-employed pensioner should, for purposes of this Article, be deemed to be in receipt of actual salary equal to his salary on re-employment plus pension, subject to the proviso that if the sum of such salary plus pension exceeds the Salary attached to the post, if the Salary is fixed, or the minimum Salary of the post, if it is on a time-scale, such excess shall be ignored.

(iii) For the purposes of these rules, the amount of pension to be taken into account will be the amount originally sanctioned i.e., before commutation, if any and will also include the pensionary equivalent of death-cum-retirement gratuity if any.

(iv) The term 'Salary' used in clauses (i) and (ii) above should be taken to include also honorarium on fixed monthly rates in respect of officers appointed on a contract basis."

By Order and in the name of the Rajpramukh,

D. K. SRINIVASACHAR,
Secretary to Government,
Finance Department.

3416

Notification dated 26th July 1954.

No. Fl. (B) 5673—C.R. 1-54-25. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore is pleased to make the following further amendment to the Mysore Services Regulations, namely:—

In the said Regulations, in serial No. 17 of Appendix "J", for the words "The Speaker of the Mysore Legislative Assembly", the words "The Secretary, Mysore Legislature" shall be substituted.

By Order and in the name of the Rajpramukh,

3515

Dated 4th August 1954.

No. Fl. (B) 6271-2. In exercise of the powers conferred by the proviso to Article 309 read with Article 313 of the Constitution of India, the Rajpramukh of Mysore is pleased to make the following further amendment to the Mysore Services Regulations, namely:—

In the said Regulations, the following shall be added as Note under Article III, namely:—

"NOTE.—A period not exceeding seven days will be allowed for taking over charge by the relieving officer in the case of transfer of charge of the Public Works Sub-Divisions. The actual number of days required should be fixed by the Divisional Officer."

By Order and in the name of the Rajpramukh,

N. MADHAVA RAO,
Secretary to Government,
Finance Department.

3787

EDUCATION SECRETARIAT.

No. Et. 3194, dated 25th June 1954.

In exercise of the powers conferred by Section 6 of the Mysore Land Acquisition Act, 1894 (Mysore Act No. VII of 1894), His Highness the Maharaja of Mysore hereby declares that the lands specified below, be the same a little more or less, are needed for a public purpose, to wit for the formation of Play Ground; and in exercise of the powers conferred by clause (c) of Section 3 and Section 7 of the said Act, the Assistant-Commissioner in charge of Hassan Sub-Division, Hassan, is appointed to perform the functions of a Deputy Commissioner under the said Act and directed to take orders for the acquisition of the said lands.

A plan of the lands is kept in the Office of the Sub-Division Officer, Hassan, for inspection.

Hassan District, Channarayana Taluk, Hirisave Hobli, Hirisave Village.

Survey No. 470-2, in the khate and anubhava of Kempamma, Kom Nanjundegowda, and bounded on the North by Bangalore-Mangalore Road, South by Survey No. 475-1, East by Survey No. 471, and West by Survey No. 470-1, the area required being 15 guntas assessed at Re. 0-3-0.

Survey No. 471, in the khate of Hyranna bin Nanjanna and in the anubhava of H. B. Subbegowda, and bounded on the North by Bangalore-Mangalore Road, South by Survey No. 475-1, East by Survey No. 472, and West by Survey No. 470-2, the area required being 34 guntas, assessed at Re. 1-4-0.

Survey No. 472, in the khate and anubhava of Kuluvadi Service Inam (Malige and others) and bounded on the North by Bangalore-Mangalore Road, South by Survey No. 475, East by Survey No. 473, and West by Survey No. 471, the area required being 2 acres and 31 guntas, assessed at Rs. 4-0-0.

By Order and in the name of the Rajpramukh,

3592

No. E. 3216-21—Edn. 4-53-39, dated 25th June 1954.

Whereas it appears to His Highness the Maharaja of Mysore, that the lands specified below are needed for a public purpose to wit, for the construction of District Board High School at Nagavalli.

Notice to that effect is hereby given to all whom it may concern in accordance with the provisions of sub-section (1) of Section 4 of the Mysore Land Acquisition Act of 1894 (Mysore Act No. VII of 1894); and His Highness the Maharaja of Mysore hereby authorises the Deputy Commissioner, Tumkur District, to exercise the powers conferred by sub-section (2) of Section 4 of the said Act.

In exercise of the powers conferred by sub-section (4) of Section 17 of the said Act, His Highness the Maharaja of Mysore directs that in view of the urgency of the case, the provisions of Section 5-A of the said Act shall not apply to the acquisition of lands specified below.

Tumkur District, Tumkur Taluk, Nagavalli Circle, Nagavalli Village.

Survey No. 104, in the khate of Sri Anjaneyaswamy Temple and the anubhava of Srinivasaiah bin Magadi Rangiah and bounded on the North by Survey No. 103, South by Survey No. 105, East by Survey No. 102, and West by Road, the area required being 3 acres and 37 guntas, assessed at Rs. 4-0-0.

Survey No. 103-1, in the khate and anubhava of Andanaiah bin Doddagowda, and bounded on the North by Survey No. 103-6, South by Survey No. 103-2, East by Survey No. 94, and West by Road, the area required being 33 guntas, assessed at Re. 0-15-0.

Survey No. 103-2, in the khate and anubhava of Khader Sab bin Khasim Sab, and bounded on the North by Survey No. 103-1, South by Survey No. 104, East by Survey No. 103-3, and West by Road, the area required being 9 guntas, assessed at Re. 0-4-0.

Survey No. 103-3, in the khate and anubhava of Rahimbiamma kom Mammam Sab and bounded on the North by Survey No. 103-1, South by Survey No. 104, East by Survey No. 103-4, and West by Survey No. 103-2, the area required being 9 guntas, assessed at Re. 0-4-0.

Survey No. 103-4, in the khate and anubhava of Peer Sab bin Khasim Sab, and bounded on the North by Survey No. 103-1, South by Survey No. 104, East by Survey No. 103-4, and West by Survey No. 103-3, the area required being 10 guntas, assessed at Re. 0-4-0.

Survey No. 103-5, in the khate of Kareem Sab (dead) and in the anubhava of Peer Sab bin Khasim Sab and bounded on the North by Survey No. 103-1, South by Survey No. 102, East by Survey No. 102, and West by Survey No. 103-4, the area required being 10 guntas, assessed at Re. 0-4-0.

Survey No. 103-6, in the khate and anubhava of T. S. Ahobala Rao bin Subba Rao and bounded on the North by Survey No. 103-9, South by Survey No. 103-1, East by Survey No. 94, and West by Road, the area required being 1 acre and 10 guntas, assessed at Re. 0-1-6.

No. E. 3216-21—Edn. 4-53-39, dated 25th June 1954.

In exercise of the powers conferred by Section 6 of the Mysore Land Acquisition Act, 1894 (Mysore Act No. VII of 1894), His Highness the Maharaja of Mysore hereby